

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION

ENRIQUE ANDRE MOSQUERA, PRO SE, §
TDCJ-CID No. 823557, §
§
Plaintiff, §
§
v. § 2:11-CV-0131
§
DEANA R. DAVIS, CO; §
JOHN H. ADAMS, Head Warden; §
ZONIA SCOTT, UGI; §
MARY HOLLIGAN, Head - Classification; §
STEVE M. EVANS, UGI; and §
RICK THALER, Director of TDCJ-ID, §
§
Defendants. §

ORDER OF DISMISSAL

Plaintiff ENRIQUE ANDRE MOSQUERA, acting pro se and while a prisoner incarcerated in the Texas Department of Criminal Justice, Correctional Institutions Division, has filed suit pursuant to Title 42, United States Code, section 1983 complaining against the above-named defendants employed by or otherwise associated with the Texas Department of Criminal Justice and requesting permission to proceed pursuant to Title 28, United States Code, section 1915.

On July 19, 2013, a Report and Recommendation was issued by the United States Magistrate Judge recommending dismissal of the instant cause without prejudice for failure to prosecute.

The period for response has expired, and no objections have been filed by plaintiff.

The Court has made an independent examination of the records in this case and has examined the Magistrate Judge's Report and Recommendation. The Court is of the opinion that the Report and Recommendation of the United States Magistrate Judge should be ADOPTED by the United States District Court.

This Court, therefore, does hereby ADOPT the Report and Recommendation of the United States Magistrate Judge in this case.

IT IS THEREFORE ORDERED that the Civil Rights Complaint by plaintiff ENRIQUE ANDRE MOSQUERA is DISMISSED WITHOUT PREJUDICE FOR FAILURE TO PROSECUTE.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Any pending motions are DENIED.

The Clerk shall send a copy of this Order to plaintiff and to any attorney of record. The Clerk shall also mail copies of this order to TDCJ-Office of the General Counsel, P.O. Box 13084, Austin, TX 78711; and to the Pro Se Clerk at the U.S. District Court for the Eastern District of Texas, Tyler Division.

It is SO ORDERED.

Signed this _____ 20th day of August, 2013.



MARY LOU ROBINSON
United States District Judge